

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET

CR No.	18-739-MV	USA vs.	Vigil
Date:	September 22, 2020	Name of Deft:	Kevin Vigil
Before the Honorable		Martha Vázquez	
Time In/Out:	1:30 p.m. / 2:10 p.m.	Total Time in Court (for JS10):	40 minutes
Clerk:	Linda Romero	Court Reporter:	Carmela McAlister
AUSA:	Allison Jaros	Defendant's Counsel:	Devon Fooks, Aric Elsenheimer
Sentencing in:	Santa Fe, New Mexico	Interpreter:	
Probation Officer:	Ana Ortiz y Martinez, Roger Duran-Angel	Sworn?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Convicted on:	<input type="checkbox"/> Plea <input checked="" type="checkbox"/> Verdict	As to:	<input type="checkbox"/> Information <input checked="" type="checkbox"/> Indictment
If Plea:	<input type="checkbox"/> Accepted <input type="checkbox"/> Not Accepted	Adjudged/Found Guilty on Counts:	Count 2
If Plea Agreement:	<input type="checkbox"/> Accepted <input type="checkbox"/> Not Accepted	No Plea Agreement	Comments:
Date of Plea/Verdict:	8/23/19	PSR:	<input checked="" type="checkbox"/> Not Disputed <input type="checkbox"/> Disputed
PSR:	<input checked="" type="checkbox"/> Court Adopts PSR Findings	Evidentiary Hearing:	<input checked="" type="checkbox"/> Not Needed <input type="checkbox"/> Needed
Exceptions to PSR:			
SENTENCE IMPOSED		Imprisonment (BOP): 360 months	
Supervised Release:	5 years	Probation:	500-Hour Drug Program
	Court recommends ICE begin removal proceedings immediately or during service of sentence		ICE not applicable
SPECIAL CONDITIONS OF SUPERVISION			
	No re-entry without legal authorization		Home confinement for _____ months _____ days
<input checked="" type="checkbox"/>	Substance abuse testing		Community service for _____ months _____ days
<input checked="" type="checkbox"/>	Substance abuse treatment program (waive confidentiality)		Reside residential reentry center _____ months _____ days
	Mental health treatment program	<input checked="" type="checkbox"/>	Register as sex offender
<input checked="" type="checkbox"/>	No alcohol/intoxicants	<input checked="" type="checkbox"/>	Participate in sex offender treatment program (waive confidentiality)
	Submit to search of person/property	<input checked="" type="checkbox"/>	Possess no sexual material relating to children
	No contact with victim(s) and/or co-Def(s)		No computer with access to online services
	No entering, or loitering near, victim's residence	<input checked="" type="checkbox"/>	No contact with children under 18 years
	Provide financial information	<input checked="" type="checkbox"/>	No volunteering where children supervised
<input checked="" type="checkbox"/>	No drug paraphernalia	<input checked="" type="checkbox"/>	Restricted from occupation with access to children
<input checked="" type="checkbox"/>	No psychoactive substances	<input checked="" type="checkbox"/>	No loitering within 100 feet of school yards
	OTHER:		
Fine:	\$ 0	Restitution:	\$
SPA:	\$ 100 (\$100 as to each Count)	Payment Schedule:	<input checked="" type="checkbox"/> Due Imm. <input type="checkbox"/> Waived
OTHER:			
<input checked="" type="checkbox"/>	Advised of Right to Appeal	Waived Appeal Rights per Plea Agreement	
<input checked="" type="checkbox"/>	Held in Custody	Voluntary Surrender	
<input checked="" type="checkbox"/>	Recommended place(s) of incarceration:	FCI Florence, Phoenix or Tucson	
<input checked="" type="checkbox"/>	Dismissed Counts:	Jury returned a verdict of not guilty on Count 1 on 8/23/19.	

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET

OTHER COMMENTS

Court addresses defendant. Defense counsel addresses Court and introduces family members present in the courtroom. Government counsel addresses Court. Probation Officer Ana Ortiz y Martinez addresses Court. Victim's sister addresses Court. Victim and victim's guardians address Court through victim advocate. Court addresses victim's guardian. Court addresses defendant and imposes sentence.